

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

STATE OF CALIFORNIA, ex rel. VEN-A-)	MDL No. 1456
CARE OF THE FLORIDA KEYS, INC., a)	Master File No. 01-12257-PBS
Florida Corporation,)	
)	(Original Central District of California
Plaintiffs,)	No. 03-CV-2238)
)	
v.)	
)	
ABBOTT LABORATORIES, INC.; AMGEN,)	
INC.; ARMOUR PHARMACEUTICAL CO.;)	
AVENTIS BEHRING, L.L.C.; AVENTIS)	
PHARMACEUTICALS, INC.; B. BRAUN)	
MEDICAL, INC.; B. BRAUN OF AMERICA,)	
INC.; BAXTER HEALTHCARE CORP.;)	
BEDFORD LABORATORIES; BEN VENUE)	
LABORATORIES, INC.; BOEHRINGER)	
INGELHEIM CORP.; BOEHRINGER)	
INGELHEIM PHARMACEUTICALS INC.;)	
BRISTOL-MYERS SQUIBB COMPANY)	
a/k/a BRISTOL-MYERS ONCOLOGY)	
DIVISION/HIV PRODUCTS; C.H.)	
BOEHRINGER SOHN)	
GRUNDSTUCKSVERWALTUNG GMBH &)	
CO. KG; DEY, INC.; DEY, L.P.; EMD, INC.;)	
GENEVA PHARMACEUTICALS INC.;)	
GENSIA INC.; GENSIA SICOR, INC.;)	
GLAXO WELLCOME INC. f/k/a)	
BURROUGHS WELLCOME CO.;)	
GLAXOSMITHKLINE PLC; HOECHST)	
MARION ROUSSEL, INC.; IMMUNEX)	
CORP.; LIPHA, S.A.; McGAW, INC.;)	
MERCK KGaA; MYLAN LABORATORIES,)	
INC.; MYLAN PHARMACEUTICALS, INC.;)	
NOVARTIS AG; PHARMACEUTICAL)	
INVESTMENT, LTD.; ROXANE)	
LABORATORIES, INC.; SANDOZ, INC.;)	
SCHERING-PLOUGH CORP.; SICOR, INC.)	
f/k/a GENSIA PHARMACEUTICALS, INC.;)	
SMITHKLINE BEECHAM CORPORATION)	

d/b/a GLAXOSMITHKLINE; TEVA)
PHARMACEUTICAL INDUSTRIES, LTD.;)
WARRICK PHARMACEUTICALS CORP.;)
Z.L.B. BEHRING,)
)
)
Defendants.)

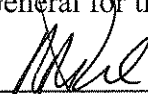
**NOTICE OF VOLUNTARY DISMISSAL
OF NOVARTIS AG**

Please take notice that plaintiffs in the above-captioned matters hereby dismiss all claims against defendant Novartis AG, without prejudice, pursuant to Fed. R. Civ. P. 41(a)(1). Novartis AG has not served an answer or motion for summary judgment in the above-captioned matters; therefore, plaintiffs' claims will be dismissed without order of this Court, upon filing of this notice of dismissal.

Dated: November 7, 2005

Respectfully submitted,

BILL LOCKYER
Attorney General for the State of California

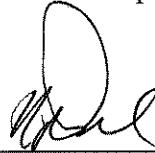
By: 
NICHOLAS N. PAUL
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**Attorneys for Plaintiff,
STATE OF CALIFORNIA**

CERTIFICATE OF SERVICE

I hereby certify that I, Nicholas N. Paul, Deputy Attorney General, Bureau of Medi-Cal Fraud and Elder Abuse, for the State of California, caused a true and correct copy of the foregoing **Notice of Voluntary Dismissal of Novartis AG** to be served electronically on counsel of record pursuant to Paragraph 11 of the Case Management Order No. 2, by sending a copy to LexisNexis File and Service for posting and notification to all parties.

Dated: November 7, 2005.



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